

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 12917 (PTQ-0027)

Inventors: Van Eyk et al.

Serial No.: 09/115,589

Filing Date: July 15, 1998

Examiner: Gucker, Stephen

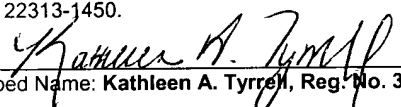
Group Art Unit: 1647

Title: Methods of Diagnosing Muscle Damage

"Express Mail" Label No. EV331020992 US  
Date of Deposit - August 27, 2003

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Mail Stop, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

By

  
Typed Name: Kathleen A. Tyrrell, Reg. No. 38,350

Commissioner for Patents  
Mail Stop Sequence  
P.O. Box 1450  
Alexandria, VA 22313-1450

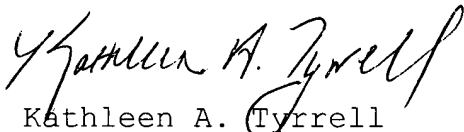
Sir:

**STATEMENT TO SUPPORT FILING AND SUBMISSION IN ACCORDANCE  
WITH 37 CFR §§ 1.821 THROUGH 1.825**

- ( ) I hereby state, in accordance with the requirements of **37 C.F.R. §1.821(f)**, that the contents of the paper and computer readable copies of the Sequence Listing, submitted in accordance with **37 CFR §1.821(c)** and **(e)**, respectively are the same.
- ( ) I hereby state that the submission filed in accordance with **37 CFR §1.821(g)** does not include new matter.

- ( ) I hereby state that the submission filed in accordance with **37 CFR §1.821(h)** does not include new matter or go beyond the disclosure in the international application as filed.
- (XX) I hereby state that the amendments, made in accordance with **37 CFR §1.825(a)**, included in the substitute sheet(s) of the Sequence Listing were made to conform with the current Sequence Listing rules. I hereby state that the substitute sheet(s) of the Sequence Listing does not include new matter.
- (XX) I hereby state that the substitute copy of the computer readable form, submitted in accordance with **37 CFR §1.825(b)**, is the same as the amended Sequence Listing.
- ( ) I hereby state that the substitute copy of the computer readable form, submitted in accordance with **37 CFR §1.825(d)**, contains identical data to that originally filed.

Respectfully submitted,



Kathleen A. Tyrrell  
Registration No. 38,350

Date: August 27, 2003

Licata & Tyrrell P.C.  
66 E. Main Street  
Marlton, New Jersey 08053

(856) 810-1515

01. . . . 8-28-3

Af/ 1647

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>		<b>Docket No.</b>	
Applicant(s): Van Eyk et al.		12917(PTQ-0027)	

<b>Serial No.</b> 09/115,589	<b>Filing Date</b> July 15, 1998	<b>Examiner</b> Gucker, Stephen	<b>Group Art Unit</b> 1647
---------------------------------	-------------------------------------	------------------------------------	-------------------------------

Invention: **Methods of Diagnosing Muscle Damage**



Corres. and Mail

SEP 03 2003

TO THE COMMISSIONER FOR PATENTS

BOX AF CENTER 1600/2900

Transmitted herewith is an amendment in the above-identified application.

- ☒ Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.
- ☐ A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	31 -	55 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	4 -	7 =	0 x	\$42.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1619
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

*Kathleen A. Tyrrell*  
Signature  
Kathleen A. Tyrrell, Reg. No. 38,350

Dated: August 27, 2003

Licata & Tyrrell P.C.  
66 East Main Street  
Marlton, New Jersey 08053  
Tel : 856-810-1515  
Fax: 856-810-1454

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:



CERTIFICATE OF EXPRESS MAILING

RECEIVED

SEP 03 2003

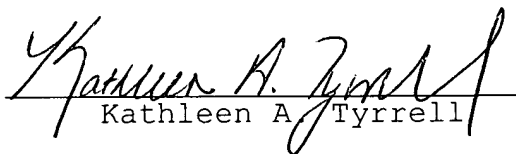
TECH CENTER 1600/2900

"Express Mail" Label No. **EV 331020992 US**

Date of Deposit: **August 27, 2003**

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Mail Stop Sequence, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

- 1) Amendment Transmittal Letter (in duplicate);
- 2) Amendment in Response to the Office Action dated May 30, 2003;
- 3) Statement to Support Filing and Submission in Accordance with 37 C.F.R. §1.821-1.825;
- 4) Paper copy of substitute Sequence Listing;
- 5) Diskette containing computer readable copy of substitute Sequence Listing;
- 6) Return Postcard.

  
Kathleen A. Tyrrell